

# The Gazette of India

EXTRAORDINARY

PART II—Section 3—Sub-section (1)

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MINISTRY OF HOME AFFAIRS

NOTIFICATION

*New Delhi, the 30th October, 1962*

**G.S.R. 1417.**—In exercise of the powers conferred by sub-section (3) of section 1 of the Defence of India Ordinance, 1962 (4 of 1962) the Central Government hereby appoints the 31st October, 1962, as the date on which the provisions of the said Ordinance (other than section 1 which has already come into force) shall come into force throughout the whole of India.

[F. 32/1/62-ERIII.]

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ORDER

*New Delhi, the 30th October, 1962*

**G.S.R. 1418.**—In exercise of the powers conferred by clause (1) of article 359 of the Constitution, the President hereby declares that the right of any person who is—

(a) a foreigner, or

(b) a person not of Indian origin who was at birth a citizen or subject of any country committing external aggression against India, or of any other country assisting the country committing such aggression against India,

to move any court for the enforcement of the rights conferred by article 21 and article 22 of the Constitution shall remain suspended for the period during which the Proclamation of Emergency issued under clause (1) of article 352 thereof on the 26th October, 1962 is in force.

*Explanation.*—In this Order,—

(a) the word “foreigner” has the meaning assigned to it in the Foreigners Act, 1946 (31 of 1946);

(b) the expression “a person not of Indian origin” means a person other than a person of Indian origin within the meaning of the *Explanation* to sub-section (1) of section 5 of the Citizenship Act, 1955 (57 of 1955).

[F. 6/168/62-FI ]

V. VISWANATHAN, Secy.